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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/085,524

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Ian A. Stewart

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EXAMINER

ZIA, SYED

ART UNIT

PAPER NUMBER

2431

MAIL DATE

DELIVERY MODE

02/03/2009

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/085,524	Applicant(s) STEWART, IAN A.	
	Examiner SYED ZIA	Art Unit 2431	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 08 January 2009.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 14-17 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 14-17 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

This office action is in response to amendment filed on January 8, 2009. Applicant added two new Claims 16, and 17. Therefore, claims 14-17 are pending.

Continued Examination Under 37 CFR 1.114

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on January 8, 2009 has been entered.

Response to Arguments

Applicant's arguments filed January 8, 2009 have been fully considered but they are not persuasive because of the following reasons:

Regarding independent claims 14-17 applicants argued that in the cited prior art “*Caronni transmits on 224.x.x.x before and after the network interface. The present invention dynamically*

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repeats the transmission of 239.x.x.x on 224.x.x.x at the network interface, hence the end user is presented with an entirely different point-to-multipoint address”.

This is not found persuasive and the examiner respectfully disagrees. The applicant argues limitations that which are not claimed, in response to Applicant's argument that the references fail to show certain features of applicant's invention, it is noted that the features upon which applicant relies (i.e. *hence the end user is presented with an entirely different point-to-multipoint address*) are not recited in the rejected claim(s). Although the claims are interpreted in light of the specification, limitations from the specification are not read into the claims. See *In re Van Geuns*, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993).

As a result, the system of cited prior art does implement and teaches a system and method secure multicast transmission of data on Internet.

Therefore, the examiner asserts that the system of cited prior arts does teach or suggest the subject matter broadly recited in independent Claims and in subsequent dependent Claims. Accordingly, rejections for claims 14-17 are respectfully maintained.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

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Claims 14-17 are rejected under 35 U.S.C. 102(b) as being anticipated by Caronni et al. (U. S. Patent 6,049,878).

1. Regarding Claim 14 Caronni teach a method a method for performing a secure multicast broadcast at a router, the method (Fig.1-5) comprising:

sending a received request to join a multicast broadcast at a user system to an Internet Protocol (IP) multicast address (col.5 line 13 to line 30, and col.6 line 20 to line 39); determining if the multicast address of the request to join is associated with a multicast broadcast IP address base don one of a table or map (col.6 line 20 to line 39, and Fig.2, col.1 line 11 to line 40); receiving multicast transmission from a first computer system associated with the multicast address (col.5 line 13 to line 30); if the request to join is associated with a multicast broadcast address, then removing the multicast broadcast IP address (col.7 line 7 to line 39); attaching one of an associated or a local IP multicast address to the decrypted multicast broadcast (col.5 line 13 to line 30, and col.7 line 23 to line 67); and sending the multicast broadcast to the user system requesting to join (col.5 line 13 to line 30, and col.6 line 20 to line 39).

2. Regarding Claim 15 Caronni teach a router for sending a secure multicast broadcast, the router (Fig.1-5) comprising: a computer device (col.4 line 7 to col.5 line 12, and Fig.1, col.4 line 34 to line 50); configured to: send a received request to join a multicast broadcast at a user system to an Internet Protocol (IP) multicast address (col.4 line 7 to col.5 line 12, and Fig.1, col.4 line 34 to line 50); determine if the multicast address of the request to join is associated

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with a multicast broadcast IP address receive multicast transmission from a first computer system associated with the multicast address (col.5 line 13 to line 30, and col.6 line 20 to line 39); if the request to join is associated with a multicast broadcast address, then remove the multicast broadcast IP address; attach one of an associated or a local IP multicast address to the multicast broadcast; and send the multicast broadcast to the user system requesting to join (col.6 line 20 to line 39, and col.7 line 7 to line 67).

3. Claims 16-17 are rejected applied as above rejecting Claims 14, and 15. Furthermore, Caronni teach and describe a secure multicast method, wherein;

As per Claim 16, the received multicast transmission is encrypted, the method comprising: decrypting the sent multicast broadcast before attaching one of the associated or the local IP multicast address to the multicast broadcast (Fig. 1-5, col.4 line 7 to col. 7 line 39).

As per Claim 17, the received multicast transmission is encrypted, the computer device decrypts the sent multicast broadcast before attaching one of the associated or the local IP multicast address to the multicast broadcast (Fig. 1-5, col.4 line 7 to col. 7 line 39).

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to SYED ZIA whose telephone number is (571)272-3798. The examiner can normally be reached on 9:00 to 5:00.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ayaz Sheikh can be reached on 571-272-3795. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

SZ

January 31, 2009

/Syed Zia/

Primary Examiner, Art Unit 2431